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Attorney for the United States

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

LISSA CANAVAN et al.,

Plaintiffs,

v.

STEPHEN HARBECK et al.,

Defendants.

Hon. Faith S. Hochberg

Civil Action No. 10-954 (FSH)

Motion to Substitute

To: Helen Davis Chaitman
Becker & Poliakoff, LLP
21 East Front Street — Suite 400
Redbank, NJ 07701
Counsel for Plaintiffs

Please Take Notice that on May 3, 2010, or as soon thereafter as counsel may be heard, the United States will apply to this Court for an Order substituting itself as a Defendant in lieu of David G. Nason and David J. Stockton.

In support of this motion, the Court is respectfully referred to the attached
Brief and the United States and Certification.

DATED: April 9, 2010.

Respectfully submitted,

TONY WEST
Assistant Attorney General

PAUL J. FISHMAN
United States Attorney

PHYLLIS J. PYLES
Director, Torts Branch

MARY M. LEACH
Assistant Director, Torts Branch

s/ Jeffrey Paul Ehrlich
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CERTIFICATE OF SERVICE

I hereby certify that on April 9, 2010, I served by CM/ECF, upon all counsel of record, a copy of this notice, and the attached brief, certification, and proposed order.

s/ Jeffrey Paul Ehrlich